

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
) CRIMINAL NO. 03-10234-MLW
V.)
)
JOSHUA GOLDSMITH (3))

**GOVERNMENT'S MOTION FOR LEAVE TO FILE
MEMORANDUM IN EXCESS OF TWENTY PAGES**

The government respectfully requests leave to file a memorandum of 52 pages in opposition to the suppression motion of defendant Joshua Goldsmith. As grounds therefor, the government states that it has included requested findings of fact and rulings of law in its memorandum, and has addressed a series of issues that include "standing" to contest both the seizure and the search of the crate, probable cause, the Leon good-faith exception to the exclusionary rule, and Franks v. Delaware, 438 U.S. 154 (1978).

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Timothy Q. Feeley
TIMOTHY Q. FEELEY
Assistant U.S. Attorney
(617) 748-3172

December 9, 2005

CERTIFICATE OF SERVICE

This is to certify that I have this 9th day of December 2005

served upon defendant's counsel, Stephen Hrones, a copy of the foregoing document by electronic filing notice

/s/ Timothy Q. Feeley
TIMOTHY Q. FEELEY
Assistant U.S. Attorney